

STATINTL

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12 December 1969

NOTE FOR: Mr. Coffey

I am becoming increasingly convinced that a re-thinking of the whole regulatory system would be in order.

The subjects covered in the [ ]  
[ ] are a pitifully meagre representation of the operational activities of the Agency. Why have these subjects been selected for regulatory attention in the Agency system when there are so many others that are ignored? Where are all the other subjects and functions covered and why?

We're in the same old innocuous position -- we take what they give us when it pleases them to give us anything. Once we've got it, we're on the hook and we take all the lumps even though we have no way of exercising control over what they send us, when they send it, or how rapidly or thoroughly it may be processed.

My guess would be that the regulations in these "operational series" came to be there because of some flap in the dim reaches of Agency history and the reason we don't have more is only because we haven't had more flaps or it didn't occur to the people who dealt with other flaps that a regulation would be useful.

We don't have any regulations on the whole PPB or budget business, and we don't have any in the Management [ ] -- but we never have had any, so who cares -- who gets excited and where is the pressure to do anything about regularizing subjects that sit beneath the surface.

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TO:			
THRU:			
ROOM NO.	BUILDING		
REMARKS:			
Bob:			
<p>Mr. Coffey has requested a status report on those updating jobs sent to Col. White on 3 October 1969. I have spent considerable time on the phone during the past month trying to get them moving, but progress is slow. As you can see, some of the revisions require high level review and these reviews take time. I have also mentioned in the report a couple observations that, if correctable, could speed the coordinating and authenticating process considerably.</p>			
FROM:			
Chief, Regulations Control Branch			
ROOM NO.	BUILDING	EXTENSION	

FORM NO. 241  
 1 FEB 55

REPLACES FORM 36-8  
 WHICH MAY BE USED.

(47)

DD/S 69-5555

10 DEC 1969

MEMORANDUM FOR: Assistant Deputy Director for Support  
 THRU : Acting Executive Officer  
 SUBJECT : Updating of Agency Regulations  
 REFERENCE : DDS Memorandum 69-4462, dated 3 October 1969

You will recall that the Executive Director-Comptroller in a penned note to the Deputy Director for Support on 7 October 1969 expressed his interest in seeing how quickly the changes listed in Tab A to the reference could be made. We in RCB have made periodic follow-ups on the progress of these changes and have requested early action on the part of those rewriting the regulations. I am afraid, however, that action has been too slow. After two months only one of those listed in Tab A has been revised; one was rescinded. The following shows the progress made on each regulation as of 8 December 1969.

<u>Regulation</u>	<u>Title</u>	<u>Remarks</u>
		Rescinded 5 November 1969.
		Revised 21 October 1969 to show Ex. Dir.-Compt. as approving nominees for Senior Officer Course and extended full-time academic training. Proposal to authorize TSB approve nominees for full-time academic training without signature of Ex. Dir.-Compt. not received from OTR. We have requested a proposal from them.
		Domestic Contact Service rewriting; should be completed mid-January 1970.

Subject: Updating of Agency Regulations

<u>Regulation</u>	<u>Title</u>	<u>Remarks</u>
		Intelligence Directorate rewriting this regulation. I have requested a status report on 2 January 1970.
		Coordination completed <del>and comments sent to DDP</del> <i>being prepared</i> <del>4 November 1969 for resolution.</del> <i>for publication</i>
		To be rescinded upon publication of [ ] Office of the Deputy Director for Intelligence. [ ]
		coordinated and comments sent to DDI 24 November 1969 for resolution.
		Revision of this regulation being discussed by D/ONE, the DDI and the DCI. Unable to determine at this time when regulation will be rewritten.
		The Intelligence Directorate feels revision of this regulation is the joint responsibility of the DDI and DDP, but has taken no action in this regard. I have requested that the Directorate review it again and, if possible, take necessary action.
		This regulation is being rewritten by the Clandestine Service. Two drafts have been prepared but neither was acceptable to the DDP. A third draft is in the mill. RCB will follow-up.

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Subject: Updating of Agency Regulations

<u>Regulation</u>	<u>Title</u>	<u>Remarks</u>
X1		The Intelligence Directorate has agreed to take action on rewriting this regulation with a completion date of mid-January 1970. RCB will follow-up.
		O/PPB has prepared a notice which will replace [ ] 25X The notice will serve as a trial regulation and, if successful, will be incorporated in the permanent regulation at a later date. The notice is before the Ex. Dir.-Compt., who plans to discuss its contents with the DCI prior to submitting it for coordination.
		Central Cover Staff was requested in early November to bring this regulation up to date. [ ] 25X has seen nothing from CCS in the meantime but has requested a status report from CCS.

Other regulations identified for revision but not listed in Attachment A are as follows:

X1		This paragraph was revised effective 8 October 1969.
		Revised 6 October 1969.
		Revised 6 October 1969.

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X1



Revised 30 October 1969.

Revised 21 October 1969.

Revision sent to PSD 28  
October 1969.

Revised 21 October 1969.

Revised 21 October 1969.

RCB will continue to press for early action on revisions noted in this memorandum, along with more than one hundred fifty other jobs now in process. We can only prod, however. Once a proposal is submitted for coordination, returned to the initiator for resolution of differences resulting from comments received during coordination, or sent for authentication, no further meaningful action can be taken by RCB. Our files are full of notes made by staff members on phone calls to the various coordinators to speed-up a revision or to get a proposal moving. Though RCB is responsible for the timely publication of regulations, it does not have the authority to do a really efficient job: we establish realistic response dates which are frequently ignored, and too often one of those responsible for coordinating revisions does not even bother to call to explain the delays.

RCB can continue to function as it has in the past, and most regulations will eventually be published but at tremendous cost in terms of time and effort. Although the Clandestine Service is the main deterrent in the timely publication of regulations, all components at times drag their feet for one reason or another.

I can think of no better method than the present process of coordinating proposals before publication. Inherent in the process, however, is one major weakness: one coordinator, usually the Clandestine Service, can hold up the entire process. Another major problem area, and one that perhaps overrides all others, results from having two officials authenticate regulations. The Deputy Director for Support is responsible for authenticating "Agency regulations," and the Deputy Director for



Subject: Updating of Agency Regulations

X1 Plans is responsible for authenticating [redacted] 25X  
These responsibilities were delegated to these officials in May 1953 by Lt. General Cabell, the DDCI. In practice, if not by authority, DDP/OPSER is the principal authenticator for all regulations. We send a [redacted] to the Chief, OPSER for signature prior to submitting its Headquarters counterpart to the DDS for signature. We have learned from experience that OPSER takes much longer than the DDS to authenticate regulations, and that the Chief, OPSER is not hesitant in changing regulations sent to him for signature after they have been fully coordinated, even by the Clandestine Service. It would be useless, therefore, for the DDS to authenticate a regulation only to have it delayed or changed by Chief, OPSER. If the original intent was to have the DDS responsible for Agency regulations per se, then our current practice must be reversed. Perhaps the authority of the DDS should be revalidated by the Executive Director-Comptroller in a memorandum on this subject to the Deputy Directors. Were this action to be taken it should be made clear that there is only one Agency Regulation, that is, the Headquarters Regulation. [redacted] 25X  
[redacted] 25X  
[redacted]

publishing regulations in the shortest possible time extremely difficult.

As you can surmise from the above, getting [redacted] and company off the dime may help, but our real problem is to return the authority for publishing Agency regulations to the DDS, where it belongs. This may be an oversimplification of the problem and it would be presumptuous of me, at this early stage, to try to formulate an unfailing procedure to break the time barrier. I do believe, however, that some changes must be made in our present practice if we are to maintain currency in the publication of regulations and to appreciably reduce our large backlog. 25X

[redacted] 25X  
Chief, Regulations Control Branch